

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY**

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ATTORNEYS FOR DEBTOR

In re:

LTL MANAGEMENT LLC,¹

Debtor.

Chapter 11

Case No.: 23-12825 (MBK)

Judge: Michael B. Kaplan

**DEBTOR'S STATEMENT OF ISSUES ON APPEAL AND
DESIGNATION OF ITEMS TO BE INCLUDED IN THE
RECORD ON APPEAL AS TO DISMISSAL OPINION AND ORDER**

Pursuant to Rule 8009(a) of the Federal Rules of Bankruptcy Procedure, LTL Management LLC, the debtor in the above-captioned case (the "Debtor"), submits the following statement of issues to be presented on appeal and designation of items for inclusion in the record on appeal in connection with the Debtor's appeal from the following opinion and order: the July 28, 2023

¹ The last four digits of the Debtor's taxpayer identification number are 6622. The Debtor's address is 501 George Street, New Brunswick, New Jersey 08933.

Memorandum Opinion [Dkt. 1127] (the “Dismissal Opinion”) and the related August 11, 2023 *Order (I) Dismissing Debtor’s Chapter 11 Petition Pursuant to 11 U.S.C. § 1112(b); (II) Establishing Procedures with Respect to Requests for Compensation; and (III) Granting Related Relief* [Dkt. 1211] (the “Dismissal Order and, together with the Dismissal Opinion, the “Opinion and Order”).

STATEMENT OF ISSUES TO BE PRESENTED ON APPEAL

1. Did the Bankruptcy Court reversibly err in dismissing LTL’s bankruptcy petition “for cause” under 11 U.S.C. § 1112(b) by determining that LTL lacked good faith in filing its chapter 11 petition because it was not in imminent financial distress? This question includes the following subsidiary legal questions:

- a. Does 11 U.S.C. § 1112(b) include an implicit requirement of good faith?
- b. Does the Bankruptcy Code include any requirement of financial distress, let alone imminent financial distress, for a chapter 11 debtor?
- c. Does any implicit imminent-financial-distress requirement for a chapter 11 debtor apply to mass-tort cases, especially cases involving 11 U.S.C. § 524(g)?
- d. Does the Third Circuit’s test for good faith under § 1112(b) accord with the Bankruptcy Code?
- e. Does the Third Circuit’s financial-distress test equate to an insolvency requirement and thereby conflict with the Bankruptcy Code and precedent?
- f. Did the Bankruptcy Court correctly interpret the Third Circuit’s test for financial distress, including the extent to which a debtor must be in “immediate” or “imminent” financial distress and the level of “certainty” of future insolvency required to warrant a chapter 11 filing?

g. Which party bears the burden of proof regarding cause under § 1112(b), and did Congress overturn Third Circuit precedent on this question?

h. Did the Bankruptcy Court err in holding that 11 U.S.C. § 1112(b)(2) did not apply to prevent dismissal?

2. Did the Bankruptcy Court reversibly err in authorizing the continued existence of the Talc Claimants' Committee and requiring LTL to pay its ongoing fees and expenses notwithstanding the dismissal of LTL's bankruptcy case?

DESIGNATION OF THE RECORD ON APPEAL

Without waiving any arguments on appeal, and in addition to those items automatically included in the record on appeal under Bankruptcy Rule 8009(a)(4), the Debtor designates each of the following documents for inclusion in the record on appeal (including any exhibit, annex, appendix, addendum, or schedule thereto). In addition, the Debtor incorporates by reference all documents designated by other appellants seeking review of the Opinion and Order to the extent not already included herein. The Debtor reserves the right to supplement this designation and the record on appeal.

Designation	Docket No. (If Applicable)	Exhibit No. (If Applicable)	Description
<i>In re LTL Management LLC, 23-12825 (MBK)</i>			
1.	1	N/A	Chapter 11 Voluntary Petition
2.	3	N/A	Debtor's Statement Regarding Refiling of Chapter 11 Case
3.	4	N/A	Declaration of John K. Kim in Support of First Day Pleadings
4.	8	N/A	Adversary case 23-01092. Complaint by LTL Management LLC against Those Parties Listed on Appendix A to the Complaint and John and Jane Does 1-1000
5.	262	N/A	Transcript regarding Hearing Held 04/18/23

Designation	Docket No. (If Applicable)	Exhibit No. (If Applicable)	Description
6.	263	N/A	Transcript regarding Hearing Held 04/20/23
7.	396	N/A	Supplemental Declaration of John K. Kim Regarding Plan Support Agreements
8.	933	N/A	Transcript regarding Hearing Held 06/27/23
9.	956	N/A	Transcript regarding Hearing Held 06/28/23 AM SESSION
10.	957	N/A	Transcript regarding Hearing Held 06/28/23 PM SESSION
11.	968	N/A	Transcript regarding Hearing Held 06/29/23 AM SESSION
12.	999	N/A	Transcript regarding Hearing Held 06/29/23 PM SESSION - REVISED
13.	1000	N/A	Transcript regarding Hearing Held 06/30/23 REVISED
14.	1028	N/A	Transcript regarding Hearing Held 06/29/23 PM SESSION - REVISED
15.	1100	N/A	<i>Joint Stipulation and Agreed Order Regarding the Admission of Exhibits and Deposition Designations In Connection with Motion to Dismiss Hearing</i>
16.	N/A	D-1	John Kim Direct Testimony Declaration and Exhibits
17.	N/A	D-2	Richard Dickinson Direct Testimony Declaration and Exhibits
18.	N/A	D-3	Robert Wuesthoff Direct Testimony Declaration and Exhibits
19.	N/A	D-4	Adam Lisman Direct Testimony Declaration and Exhibits
20.	N/A	D-5	Jim Murdica Direct Testimony Declaration and Exhibits
21.	N/A	D-6	Mikal Watts Direct Testimony Declaration and Exhibits
22.	N/A	D-7	James Onder Direct Testimony Declaration and Exhibits
23.	N/A	D-64	Expert Report of Charles H Mullin, PhD – June 7, 2023
24.	N/A	D-65	Rebuttal Expert Report of Charles H. Mullin, PhD – June 14, 2023

Designation	Docket No. (If Applicable)	Exhibit No. (If Applicable)	Description
25.	N/A	D-66	Expert Report of Gregory K. Bell, Ph.D. – June 7, 2023
26.	N/A	D-67	Supplemental Expert Report of Gregory K. Bell, Ph.D. – June 20, 2023
27.	N/A	D-68	Expert Report of Sheila L. Birnbaum – June 14, 2023
28.	N/A	D-170	Article entitled, “‘What Cancer Victim Would Agree to That?’: Opposition Brewing Over Talc Powder Deal” dated April 6, 2023
29.	N/A	D-175	Article entitled, “J&J Disguises Second Bankruptcy As Sham Settlement” dated April 5, 2023
30.	N/A	D-176	Article entitled, “Beasley Allen/Ashcraft & Gerel Law Firms: Talc MDL Leadership Rejects Johnson & Johnson’s Second Attempt to Abuse Bankruptcy Process” dated April 6, 2023
31.	N/A	D-177	Article entitled, “Cancer Victims’ Lawyers Vow to Fight J&J Proposed Settlement” dated April 6, 2023
32.	N/A	D-183	Term Sheet with Exhibit A
33.	N/A	D-184	310Ba - Worldwide Dividend Policy.docx
34.	N/A	D-198	Group Holdings Ownership Structure (2022)
35.	N/A	D-199	J&J HoldCo (NA) Org Chart (February 2022)
36.	N/A	D-219	JJFC to GTSC Loans.docx
37.	N/A	D-385	Royalty A&M five-year cashflow projection
38.	N/A	D-386	Holdco Organizational Chart
39.	N/A	D-387	Holdco legal entities and valuations
40.	N/A	D-388	JJFC loans to Global Treasury Services Center (“GTSC”)
41.	N/A	D-389	KPMG summary of GH Biotech legal entities fair market value
42.	N/A	D-390	Holdco dividends
43.	N/A	D-392	J&J and Holdco Facility Agreement*

Designation	Docket No. (If Applicable)	Exhibit No. (If Applicable)	Description
44.	N/A	D-393	7 - LTL0030450_LTL0030207-LTL0031327 (JJCI Valuation).pdf
45.	N/A	D-395	JJ HoldCo NA Chart (prelim valuations) (1).xlsx
46.	N/A	D-405	JIFC_ETC - 2022 Amended and Restated Facility.pdf
47.	N/A	D-478	Ad Hoc Committee of States' Responses and Objections to the Debtor's First Set of Interrogatories and Executed Verification
48.	N/A	D-480	Beasley Allen's Responses and Objections to the Debtor's First Set of Interrogatories
49.	N/A	D-481	TCC's Verified Responses and Objections to the Debtor's First Set of Interrogatories
50.	N/A	D-483	TCC's Verified Supplemental Responses to Debtor's Interrogatory Nos. 6 & 8
51.	N/A	D-484	Second Supplemental Responses and Objections to Interrogatory Nos. 2, 4, and 10 in the Debtor's First Set of Interrogatories to the Official Committee of Talc Claimants, dated June 23, 2023
52.	N/A	D-486	First Supplemental Verified Statement of Paul Hastings LLP, Cole Schotz P.C. and Parkins & Rubio LLP Pursuant to Bankruptcy Rule 2019 (Dkt. 807, 23-12825-MBK)
53.	N/A	D-487	<i>Bestwall</i> (No. 17-31795-LTB, Bankr. W.D.N.C.), January 19, 2022 Hearing Transcript
54.	N/A	D-488	<i>Bestwall</i> (No. 17-31795-LTB, Bankr. W.D.N.C.), March 3, 2023 Hearing Transcript
55.	N/A	D-489	<i>Bestwall</i> (No. 17-31795-LTB, Bankr. W.D.N.C.), April 6, 2022 Hearing Transcript
56.	N/A	D-490	<i>Bestwall</i> (No. 17-31795-LTB, Bankr. W.D.N.C.), September 19, 2019 Hearing Transcript
57.	N/A	D-491	<i>Bestwall</i> (No. 17-31795-LTB, Bankr. W.D.N.C.), September 24, 2020 Hearing Transcript
58.	N/A	D-493	2021-01-28 – Imerys 9 th Amended Plan and TDPs
59.	N/A	D-517	Compass Lexecon memo to Brown Rudnick re: "Duplication of Records in PSA Claimant and Ad Hoc Committee Lists," dated June 23, 2023
60.	N/A	D-518	Apsis – J&J HoldCo – JNJ – Letter of direction in respect of intercompany funding flows

Designation	Docket No. (If Applicable)	Exhibit No. (If Applicable)	Description
61.	N/A	D-520	Apsis – Minutes of the sole shareholder’s decision (approval FY 2022) – CMS review 21062023
62.	N/A	D-529	Sixth Monthly Fee Statement of Houlihan Lokey Capital, Inc. (Dkt. 2628, No. 21-30589-MBK)
63.	N/A	D-538	Tenth Monthly Fee Statement of Houlihan Lokey Capital, Inc. (Dkt. 3262, No. 21-30589-MBK)
64.	N/A	D-543	Fee Application Cover Sheet the Period June 1, 2022 through September 30, 2022 for the Brattle Group, Inc. (Dkt. 3387, No. 21-30589-MBK)
65.	N/A	D-544	Third Interim Fee Application of FTI Consulting, Inc. (Dkt. 3390, No. 21-30589-MBK)
66.	N/A	D-552	LTL II – Summary Exhibit re Claims Estimation
67.	N/A	D-553	TCC’s Exclusivity Slides from June 13, 2023 Hr’g
68.	N/A	D-554	Barnes Law Group’s Second Supplemental Response to the Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Bankruptcy Case (or Adversary Proceeding), dated June 22, 2023
69.	N/A	D-555	Weitz & Luxenberg, PC’s Response and Objections to Request for Production No. 1 in the Debtor’s Request for Production, dated June 22, 2023
70.	N/A	D-556	Levy Konigsberg Letter to Mark Rasmussen, Esq. re Response to Interrogatory No. 1, dated June 21, 2023
71.	N/A	D-557	Dean Omar’s Supplemental Response to Debtor’s First Set of Interrogatories to Dean Omar Branham Shirley, LLP and Dean Omar Branham Shirley, LLP Acting for Dean Omar Talc Claimants, dated June 23, 2023
72.	N/A	D-558	Arnold & Itkin’s Supplemental Response to Interrogatory No. 1, dated June 23, 2023
73.	N/A	D-559	MRHFM Verified 2019.1 Disclosure
74.	N/A	D-560	2023-05-22 Ruckdeschel letter to Wall regarding discovery
75.	N/A	D-561	Amended Chapter 11 Plan (Dkt. 912, 23-12825-MBK)
76.	N/A	D-562	Redlines of Amended Plan and Exhibits in Support of Amended Chapter 11 Plan (Dkt. 913, 23-12825-MBK)

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77.	N/A	D-563	Verified Statement of Paul Hastings LLP, Cole Schotz P.C. and Parkins & Rubio LLP Pursuant to Bankruptcy Rule 2019 (Dkt. 470, 23-12825-MBK)
78.	N/A	D-564	In re: Third Party Payor Talc Litigation Lien and/or Subrogation Interests Confidential Settlement Agreement Term Sheet, dated June 20, 2023
79.	N/A	D-565	July 10, 2023 Trial Transcript, Valadez v. Johnson & Johnson, et al., No. 22-cv-012759 (Cal. Super., Alameda County)
80.	N/A	D-566	July 18, 2023 Jury Verdict Transcript, Valadez v. Johnson & Johnson, et al., No. 22-cv-012759 (Cal. Super., Alameda County)
81.	N/A	D-567	July 18, 2023 Jury Verdict Form, Valadez v. Johnson & Johnson, et al., No. 22-cv-012759 (Cal. Super., Alameda County)
82.	N/A	2	Form 10-Q for the period ending 10.3.2021
83.	N/A	9	Approval Request for Restructuring of JJCI – Memo of Approval – Oct. 11, 2021
84.	N/A	10	Email re: Final Materials for Today – May 19, 2020
85.	N/A	23	Minutes of Board of Managers - October 14, 2021
86.	N/A	26	J&J Press Release Re: Johnson & Johnson Announces Plans to Accelerate Innovation, Serve Patients and Consumers, and Unlock Value through Intent to Separate Consumer Health Business
87.	N/A	68	JJCI Valuation
88.	N/A	110	Email re: Litigation follow-up – July 19, 2021
89.	N/A	161	Debtor's Supplemental Response to Official Committee of Talc Claimants' RPD No. 40
90.	N/A	259	Verdict Form, Teresa Leavitt v. Johnson & Johnson et al, California Superior Court, Alameda Co., Case No. RG17882401; March 13, 2019.
91.	N/A	263	Jury Verdict Sheets - Amended, Douglas and Roslyn Barden, et al v. Johnson & Johnson et al., New Jersey Superior Court, Middlesex County, Docket No.: MID-L-1809-17 AS; September 11, 2019.
92.	N/A	300	Email re: Project Plato – Oct. 7, 2021

Designation	Docket No. (If Applicable)	Exhibit No. (If Applicable)	Description
93.	N/A	342	Debtor's Objection to MTD Chapter 11 Case - Case No. 21-30589-MBK (Doc 956)
94.	N/A	511	Email from Michelle Ryan to Michael Levesque re: Litigation follow-up – July 19, 2021
95.	N/A	514	Declaration of John Kim in Support of First Day Pleadings, US Bankruptcy Court W District of North Carolina, 10/14/21, Case 21-30589 Doc #5
96.	N/A	559	First Day Dec. of Alexandra Picard, In re Imerys Talc America, Inc., et al. (Bankr. Del. 19-10289), Doc. No. 10
97.	N/A	750	LTL's Monthly Operating Report for Reporting Period Ended 02/28/2023 (Case No. 21-30589 (Dkt 3886))
98.	N/A	751	Term Sheet (Exhibit B to PSA)
99.	N/A	752	Minutes of LTL Board of Managers – Mar. 16, 2023
100.	N/A	755	Master Creditors List - Case No. 21-30589 (Dkt 4);
101.	N/A	756	Schedules of Assets and Liabilities for LTL Management LLC - Case No. 23-12825 (Dkt 450)
102.	N/A	758	Pulaski Kherkher Article: Were You Diagnosed With Ovarian Cancer, Fallopian Cancer, or Peritoneal Cancer After Regular Baby Powder Use?
103.	N/A	759	Plan Support Agreement signed by Adam Pulaski
104.	N/A	760	Chapter 11 Plan of Reorganization of LTL Management LLC - Case No. 23-12825 (Dkt 525)
105.	N/A	763	Onder Law Article: \$8.9B J&J Talc Resolution: Questions and Answers
106.	N/A	765	Email from James Onder to Allen Smith re: Onder Law Referral Network Update – May 19, 2023
107.	N/A	766	Watts LTL/J&J Deposition Prep Notes
108.	N/A	768	Transcript of Oral Argument Before Third Circuit (10.4.2022) Case No. 22-2003 Dkt. 148
109.	N/A	769	In re LTL - Third Circuit Opinion (highlighted version)
110.	N/A	780	S&P Credit Agency Meeting - Johnson & Johnson

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111.	N/A	781	Emails Between S&P and J&J re: S&P Global Ratings Draft Bulletin for Review – April 5, 2023
112.	N/A	782	Emails Between S&P and J&J re: A couple of questions – Apr. 26, 2023
113.	N/A	783	Draft of S&P Global Rating Bulletin – Johnson & Johnson’s Proposed \$8.9B Settlement Plan Increases Debt Leverage; Credit Quality is Unaffected – Apr. 5, 2023
114.	N/A	784	Refinitiv StreetEvents Edited Transcript - JNJ.N - Johnson & Johnson Earnings Call – April 18, 2023
115.	N/A	785	J&J Form 10-Q - April 28, 2023
116.	N/A	786	J&J News Release: Johnson & Johnson Subsidiary LTL Management LLC ("LTL") Re-Files for Voluntary Chapter 11 to Equitably Resolve All Current and Future Talc Claims – Apr. 4, 2023
117.	N/A	790	Statement on TCC Standing Motion to Dismiss
118.	N/A	791	LTL 2023 Voluntary Petition for Non-Individuals Filing for Bankruptcy 23-12825-MBK (Dkt 1)
119.	N/A	792	Amended and Restated Funding Agreement – October 12, 2021
120.	N/A	794	2023 Declaration of John K. Kim In Support of First Day Pleadings
121.	N/A	795	Plan Support Agreement Signed by James Onder
122.	N/A	800	Minutes of LTL Board of Managers – March 16, 2023
123.	N/A	801	Minutes of Board of Managers – March 28, 2023
124.	N/A	802	Presentation to Board of Managers of LTL Management – Mar. 28, 2023
125.	N/A	803	Presentation to Board of Managers of LTL Management LLC – March 28, 2023
126.	N/A	804	Minutes of Board of Managers – April 2, 2023
127.	N/A	805	Presentation to Board of Managers of LTL Management LLC – April 2, 2023
128.	N/A	806	KPMG Presentation - J&J - Fair Market Value of Certain Legal Entities of GH Biotech Holdings Limited

Designation	Docket No. (If Applicable)	Exhibit No. (If Applicable)	Description
129.	N/A	807	Form 8-K dated Apr. 4, 2023
130.	N/A	809	Notice of Debtor's Motion for An Order Directing Plaintiff Law Firms to Disclose Third-Party Funding Arrangements – Case No. 21-30589 (Dkt 3551)
131.	N/A	811	Federal Appellate Court Rejects Controversial J&J Ploy to Dodge Talc Cancer Lawsuits
132.	N/A	812	Majed Nachawati and Michael Gorwitz - <i>Bankrupting the Civil Justice System</i> - ALM Law.com Article
133.	N/A	813	Plan Support Agreement (PSA) signed by Majed Nachawati
134.	N/A	814	Text Thread with Majed Nachawati (May 10)
135.	N/A	815	BeasleyAllen Article — J&J Disguises Second Bankruptcy As Sham Settlement
136.	N/A	816	Beasley Allen Law Firm Article - "Cancer Victims Uniting to Oppose Johnson & Johnson's Latest Bankruptcy Ploy"
137.	N/A	817	Beasley Allen/Arnold & Itkin Law Firms: On Eve of J&J Bankruptcy Dismissal, Cancer Victims Prepare to Enter Civil Court System
138.	N/A	818	ALM Law.com Article by Adolfo Pesquera - What Cancer Victim Would Agree to That? Opposition Brewing Over Talc Powder Deal
139.	N/A	819	Email from Beasley Allen to [Redacted] RE: Johnson & Johnson Second Talc Bankruptcy is Another Sham
140.	N/A	822	Plan Support Agreement (PSA) signed by Basil Adham
141.	N/A	828	Onder Law Article: Appeals Court Denies J&J Talc Bankruptcy Strategy
142.	N/A	830	Talcum Powder Ovarian Cancer Litigation – OnderLaw Criteria
143.	N/A	831	Onder Law Blog 8.9B J&J Talc Lawsuits Resolution Reached
144.	N/A	832	OnderLaw Blog Talc Q&A
145.	N/A	836	Notice of Debtor's Motion for An Order Authorizing It to Enter An Expense Reimbursement Agreement with AHC of Supporting Counsel – Case No. 23-12825 (575)

Designation	Docket No. (If Applicable)	Exhibit No. (If Applicable)	Description
146.	N/A	838	TCC Notice of Deposition of Johnson & Johnson
147.	N/A	839	Johnson & Johnson HoldCo (NA) Inc.'s R&Os to the TCC's Notice of Deposition of Johnson & Johnson
148.	N/A	841	Johnson & Johnson GH Biotech Distribution 2022 - Bible of Documentation - France / Germany Steps
149.	N/A	843	Johnson & Johnson Holdco (NA) Inc. (US - 6101) ("Old JJCI") Structure Chart As of February 7, 2023 (PPT)
150.	N/A	844	Johnson & Johnson Worldwide Financial Procedures - 310Ba - Worldwide Dividend Policy
151.	N/A	845	Johnson & Johnson Worldwide Financial Procedures - 310Ga - Non-US Affiliate Approved Borrowing Limits
152.	N/A	847	Johnson & Johnson - Opinion of FMV - Equity Value Summary - Johnson & Johnson Urban Renewal Associates (LE 6093) - Excel Sheet
153.	N/A	848	Johnson & Johnson - Summary of Values - LE 7825 (Pharmaceutical business) - Excel Sheet
154.	N/A	849	Johnson & Johnson - Diligent Entities Export - Excel Sheet
155.	N/A	850	Johnson & Johnson - Summary - Excel Sheet
156.	N/A	851	Johnson & Johnson - Opinion of FMV - Summary of Values - Johnson & Johnson Financial Services GmbH (7905) - Excel Sheet
157.	N/A	852	Kenvue Inc. Form S-1
158.	N/A	853	Johnson & Johnson Treasury Services
159.	N/A	856	Richard (Rich) Dickinson LinkedIn
160.	N/A	857	Richard Dickinson Offer Letter to join Johnson & Johnson Services Inc. and be Seconded to LTL Management LLC as CFO
161.	N/A	858	LTL Monthly Operating Report - Reporting Period Ended 3.31.2023
162.	N/A	859	LTL Monthly Operating Report - Reporting Period Ended 10.31.2021
163.	N/A	860	LTL 2021 Voluntary Petition for Non-Individuals Filing for Bankruptcy 21-30589-MBK (Dkt 1)

Designation	Docket No. (If Applicable)	Exhibit No. (If Applicable)	Description
164.	N/A	867	Email from David Kaplan to Shannon Murphy re: JNJ talc (dated 1.31.2023)
165.	N/A	868	Email from Duane Van Arsdale to David Kaplan re: Scheduling our annual Meeting in
166.	N/A	869	S&P Global – Management Meeting or Phone Notes
167.	N/A	870	Email from David Kaplan to Shannon Murphy, Arthur Wong, and Patrick Bell re: JNJ proposed increase in talc settlement
168.	N/A	871	S&P Global Ratings Bulletin: Johnson & Johnson's Proposed \$8.9B Legal Settlement Plan Increases Debt Leverage; Credit Quality if Unaffected
169.	N/A	876	Expert Report of Saul E. Burian
170.	N/A	912	Informational Brief of LTL Management LLC - Case No. 21-30589 (Dkt 3)
171.	N/A	924	Johnson & Johnson Form 10-K- Annual Report for FY ending Jan, 1, 2023
172.	N/A	966	Expert Report of D. Theodore Rave
173.	N/A	967	Supplemental and/or Rebuttal Expert Report of D. Theodore Rave
174.	N/A	980	Expert Report of Hon. Royal Furgeson (Ret.)
175.	N/A	1012	OnderLaw Client Talc Litigation Bankruptcy Update
176.	N/A	1014	Brief for Andrew R. Vara, United States Trustee, as Amicus Curiae In Support of Appellant's and Supporting Reversal (6/30/2022)
177.	N/A	1016	J.P. Morgan – Johnson & Johnson: Quick Thoughts on Today's Talc Update (North American Equity Research)
178.	N/A	1022	OnderLaw Talc Litigation Update
179.	N/A	1056	Shareholder's Resolution of Johnson & Johnson Holding GmbH
180.	N/A	1059	Opinion of Fair Market Value - Johnson & Jonson Medical GmbH (LE 7930) - Excel Sheet
181.	N/A	1060	Opinion of Fair Market Value - Johnson & Johnson Medical SAS (LE 7840) - Excel Sheet

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182.	N/A	1061	Valuation - Janssen-Cilag - Pharmaceutical Business (LE 7825) - Excel Sheet
183.	N/A	1062	Opinion of Fair Market Value - Janssen-Cilag GmbH (LE 8000) - Excel Sheet
184.	N/A	1063	J&J Worldwide Financial Procedures 310Ha - Borrowing Policy
185.	N/A	1073	Direct Declaration of John K. Kim
186.	N/A	1081	Exhibit D to John Kim Declaration - Termination & Substitution Agreement
187.	N/A	1082	Exhibit E to John Kim Declaration - 2023 Funding Agreement
188.	N/A	1083	Exhibit F to John Kim Declaration - J&J Support Agreement
189.	N/A	1087	Minutes of Board of Managers – February 23, 2023
190.	N/A	1112	Rebuttal Expert Report of Saul Burian
191.	N/A	1124	Products Liability and Mass Torts - Dechert LLP
192.	N/A	1125	Health Care - Dechert LLP
193.	N/A	1126	Crisis Management Practice Group Page - Dechert LLP
194.	N/A	1127	Debtor's Motion For an Order Authorizing the Retention and Compensation of Professionals Utilized by the Debtor in the Ordinary Course of Business
195.	N/A	1150	Bloomberg - J&J Begins 'Audacious' Return to Failed Cancer Settlement Tactic – April 5, 2023
196.	N/A	N/A	Exhibits A-D to Declaration of Laura Davis Jones in Support of Motion to Dismiss Bankruptcy Case (subject to terms of A&I Joint Stipulation)
197.	N/A	N/A	Exhibits 1-6 to Declaration of Laura Davis Jones in Support of Reply in Support of Motion of Arnold & Itkin, on Behalf of Certain Talc Claimants, to Dismiss Chapter 11 Case (subject to terms of A&I Joint Stipulation)
198.	N/A	N/A	Combined Deposition Designations for Deposition of Andy Birchfield (4/17/2023)

Designation	Docket No. (If Applicable)	Exhibit No. (If Applicable)	Description
199.	N/A	N/A	Combined Deposition Designations for Deposition of Andy Birchfield (5/30/2023)
200.	N/A	N/A	Combined Deposition Designations for Deposition of Nabil Nachawati (5/24/2023)
201.	N/A	N/A	Combined Deposition Designations for Deposition of Erik Haas (4/14/2023)
202.	N/A	N/A	Combined Deposition Designations for Deposition of Erik Haas (6/7/2023)
203.	N/A	N/A	Combined Deposition Designations for Deposition of Arthur Wong (6/12/2023)
204.	N/A	N/A	Combined Deposition Designations for Deposition of Adam Pulaski (6/14/2023)
205.	1079	N/A	Debtor's Proposed Findings of Fact and Conclusions of Law Regarding Motions to Dismiss Chapter 11 Case
206.	1127	N/A	Opinion Granting Motions to Dismiss
207.	1211	N/A	ORDER (I) DISMISSING DEBTOR'S CHAPTER 11 PETITION PURSUANT TO 11 U.S.C. 1112(b); (II) ESTABLISHING PROCEDURES WITH RESPECT TO REQUESTS FOR COMPENSATION; AND (III) GRANTING RELATED RELIEF
208.	1262	N/A	Debtor's Notice of Appeal to District Court
209.	1310	N/A	Joint Certification (Form 24) to the Court of Appeals by All Parties
<i>In re LTL Management LLC, Adv. Pro. No. 23-01092 (MBK)</i>			
210.	1	N/A	Complaint by LTL Management LLC against Those Parties Listed on Appendix A to the Complaint and John and Jane Does 1-1000
211.	2	N/A	Debtor's Motion for an Order (I) Declaring That the Automatic Stay Applies or Extends to Certain Actions Against Non-Debtors, (II) Preliminarily Enjoining Such Actions, and (III) Granting a Temporary Restraining Order Ex Parte Pending a Hearing on a Preliminary Injunction
212.	5	N/A	Declaration of Daniel J. Merrett in Support of Debtor's Complaint for Injunctive Relief and Related Motion

Designation	Docket No. (If Applicable)	Exhibit No. (If Applicable)	Description
213.	7	N/A	Supplemental Declaration of Daniel J. Merrett in Support of Debtor's Complaint for Injunctive Relief and Related Motion
214.	70	N/A	Debtor's Amended Deposition Designations
215.	91	N/A	ORDER DISSOLVING TEMPORARY RESTRAINING ORDER, EXTENDING THE AUTOMATIC STAY, AND GRANTING LIMITED PRELIMINARY RESTRAINTS
216.	94	N/A	OPINION DISSOLVING TEMPORARY RESTRAINING ORDER, EXTENDING THE AUTOMATIC STAY, AND GRANTING LIMITED PRELIMINARY RESTRAINTS
217.	203	N/A	ORDER EXTENDING THE PRELIMINARY INJUNCTION
<i>In re LTL Management, LLC, Case No. 21-30589 (MBK)</i>			
218.	5	N/A	Declaration of John K. Kim in Support of First Day Pleadings
219.	128	N/A	Debtor's Complaint for Declaratory and Injunctive Relief (I) Declaring That the Automatic Stay Applies to Certain Actions Against Non-Debtors or, (II) Preliminarily Enjoining Such Actions and (III) Granting a Temporary Restraining Order Pending a Final Hearing. Adversary case 21-03032.
220.	390	N/A	Transcript for Hearing/Trial held on 11/4/21
221.	391	N/A	Transcript for Hearing/Trial held on 11/5/21
222.	392	N/A	Transcript for Hearing/Trial held on 11/10/21
223.	409	N/A	Exhibit List from Hearing Held on 11/10/2021
224.	1481	N/A	Transcript regarding Hearing Held 02/14/22
225.	1494	N/A	Transcript regarding Hearing Held 02/15/22
226.	1497	N/A	Joint Stipulation and Agreed Order Between Movants and Debtor Regarding the Admission of Exhibits at Motion to Dismiss Trial

Designation	Docket No. (If Applicable)	Exhibit No. (If Applicable)	Description
227.	1516	N/A	Joint Stipulation and Agreed Order Between the Official Committee of Talc Claimants I, the Official Committee of Talc Claimants II, and the Debtor Regarding the Evidentiary Record in Preliminary Injunction Adversary Proceeding and Trial on Motions to Dismiss
228.	1518	N/A	Transcript regarding Hearing Held 02/16/22
229.	1528	N/A	Transcript regarding Hearing Held 02/17/22 - AM Session
230.	1529	N/A	Transcript regarding Hearing Held 02/17/22 - PM Session
231.	1553	N/A	Transcript regarding Hearing Held 02/18/22
232.	1566	N/A	Joint Stipulation and Agreed Order Between Movants and Debtor Regarding the Admission of Deposition Designations at Motion to Dismiss Trial
233.	1573	N/A	Memorandum Opinion (Denying Motions to Dismiss)
234.	1575	N/A	Memorandum Opinion (Granting Preliminary Injunction and Resolving Adversary Proceeding in Debtor's Favor)
235.	1603	N/A	Order Denying Motions to Dismiss
236.	1635	N/A	Order (I) Declaring that Automatic Stay Applies to Certain Actions Against Non-Debtors and (II) Preliminarily Enjoining Certain Actions
237.	N/A	N/A	Expert Report of Gregory K. Bell, Ph.D., January 28, 2022
238.	N/A	N/A	Expert Report of John R. Castellano, January 28, 2022
239.	N/A	N/A	Expert Report of Charles H. Mullin, October 29, 2021
240.	3932	N/A	End of Case Statement by the Official Committee of Talc Claimants
241.	3938	N/A	Order (I) Dismissing Debtor's Chapter 11 Case Pursuant to 11 U.S.C. § 112(b); (II) Establishing Procedures with Respect to Requests for Compensation; and (III) Granting Related Relief

Designation	Docket No. (If Applicable)	Exhibit No. (If Applicable)	Description		
242.	N/A	1	2021 Corporate Restructuring closing binder, which includes eighty individual documents.		
			1	LTL 0001058	LTL 0001061
			2	LTL 0001062	LTL 0001074
			3	LTL 0001075	LTL 0001076
			4	LTL 0001077	LTL 0001078
			5	LTL 0001079	LTL 0001091
			6	LTL 0001092	LTL 0001111
			7	LTL 0001112	LTL 0001113
			8	LTL 0001114	LTL 0001115
			9	LTL 0001116	LTL 0001119
			10	LTL 0001120	LTL 0001134
			11	LTL 0001135	LTL 0001144
			12	LTL 0001145	LTL 0001146
			13	LTL 0001147	LTL 0001150
			14	LTL 0001151	LTL 0001158
			15	LTL 0001159	LTL 0001176
			16	LTL 0001177	LTL 0001191
			17	LTL 0001192	LTL 0001204
			18	LTL 0001205	LTL 0001221
			19	LTL 0001222	LTL 0001234
			20	LTL 0001235	LTL 0001254
			21	LTL 0001255	LTL 0001266
			22	LTL 0001267	LTL 0001302
			23	LTL 0001303	LTL 0001326
			24	LTL 0001327	LTL 0001390
			25	LTL 0001391	LTL 0001817
			26	LTL 0001818	LTL 0001828
			27	LTL 0001829	LTL 0001831
			28	LTL 0001832	LTL 0001846
			29	LTL 0001847	LTL 0001849
			30	LTL 0001850	LTL 0001866
			31	LTL 0001867	LTL 0001873
			32	LTL 0001874	LTL 0001889
			33	LTL 0001890	LTL 0001900
			34	LTL 0001901	LTL 0001969
			35	LTL 0001970	LTL 0002036
			36	LTL 0002037	LTL 0002056
			37	LTL 0002057	LTL 0002098
			38	LTL 0002099	LTL 0002117
			39	LTL 0002118	LTL 0002131

Designation	Docket No. (If Applicable)	Exhibit No. (If Applicable)	Description		
			40	LTL 0002132	LTL 0002162
			41	LTL 0002163	LTL 0002173
			42	LTL 0002174	LTL 0002181
			43	LTL 0002182	LTL 0002185
			44	LTL 0002186	LTL 0002201
			45	LTL 0002202	LTL 0002215
			46	LTL 0002216	LTL 0002231
			47	LTL 0002232	LTL 0002245
			48	LTL 0002246	LTL 0002274
			49	LTL 0002275	LTL 0002278
			50	LTL 0002279	LTL 0002282
			51	LTL 0002283	LTL 0002299
			52	LTL 0002300	LTL 0002320
			53	LTL 0002321	LTL 0002327
			54	LTL 0002328	LTL 0002343
			55	LTL 0002344	LTL 0002357
			56	LTL 0002358	LTL 0002368
			57	LTL 0002369	LTL 0002380
			58	LTL 0002381	LTL 0002413
			59	LTL 0002414	LTL 0002445
			60	LTL 0002446	LTL 0002465
			61	LTL 0002466	LTL 0002476
			62	LTL 0002477	LTL 0002482
			63	LTL 0002483	LTL 0002486
			64	LTL 0002487	LTL 0002491
			65	LTL 0002492	LTL 0002508
			66	LTL 0002509	LTL 0002540
			67	LTL 0002541	LTL 0002571
			68	LTL 0002572	LTL 0002602
			69	LTL 0002603	LTL 0002631
			70	LTL 0002632	LTL 0002646
			71	LTL 0002647	LTL 0002662
			72	LTL 0002663	LTL 0002670
			73	LTL 0002671	LTL 0002687
			74	LTL 0002688	LTL 0002772
			75	LTL 0002773	LTL 0002791
			76	LTL 0002792	LTL 0002978
			77	LTL 0002979	LTL 0003012
			78	LTL 0003013	LTL 0003047
			79	LTL 0003048	LTL 0003066
			80	LTL 0003067	LTL 0003086

CERTIFICATION REGARDING TRANSCRIPTS

Federal Rule of Bankruptcy Procedure 8009(b)(1) requires an appellant to either: (a) order from the reporter a transcript of such parts of the proceedings not already on file as the appellant considers necessary for the appeal and file a copy of the order with the bankruptcy clerk, or (b) file with the bankruptcy clerk a certificate stating that the appellant is not ordering a transcript. Appellant hereby certifies to the Clerk of Court that it is not ordering any transcripts that are not already included in the record on appeal.

Dated: September 7, 2023

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